

UNITED STATES DISTRICT COURT

for the
Southern District of Ohio

In the Matter of the Search of

(Briefly describe the property to be searched
or identify the person by name and address)

Priority Mail Tracking Number

9505513808170073386287, postmarked March 13, 2020

Case No.

3:20mj138

APPLICATION FOR A SEARCH WARRANT BY TELEPHONE OR OTHER RELIABLE
ELECTRONIC MEANS

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

Priority Mail Tracking No. 9505513808170073386287, postmarked March 13, 2020, addressed to Michele Johnson, PO Box 26243, Trotwood, OH 45426, return address of Summer Anderson, 6212 Mammoth Ave Van Nuys, CA 91401

located in the Southern District of Ohio, there is now concealed (identify the person or describe the property to be seized):

Controlled Substances, materials and documents reflecting the distribution of controlled substances through the U.S. Mails, including money and/or monetary instruments paid for controlled substances.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
☒ contraband, fruits of crime, or other items illegally possessed;
☐ property designed for use, intended for use, or used in committing a crime;
☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section	Offense Description
21 U.S.C. 841(a)(1)	Distribution and possession with intent to distribute a controlled substance
21 U.S.C. 846	Conspiracy to distribute/possess with intent to distribute a controlled substance
21 U.S.C. 843(b)	Use of a communication facility to commit a felony

The application is based on these facts:

SEE ATTACHED AFFIDAVIT

- ☒ Continued on the attached sheet.
☐ Delayed notice of _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Applicant's signature

Joseph L. Rossiter, U.S. Postal Inspector

Sworn to before me and signed in my presence via facetime.

Date: 3/17/20

City and state: Dayton, Ohio

Sharon L. Ovington
United States Magistrate Judge

Hon. Sharon L. Ovington, United States Magistrate Judge

Printed name and title

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
DAYTON, OHIO

STATE OF OHIO)
) SS
COUNTY OF MONTGOMERY)

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

I, JOSEPH ROSSITER, HAVING BEEN DULY SWORN, DEPOSE AND STATE: I am a United States Postal Inspector and have been since May 2016. I am presently assigned to the Cincinnati Field Office of the United States Postal Inspection Service, Pittsburgh Division, with investigative responsibility for southeast Indiana and southern Ohio. Part of my responsibility involves investigating the use of the United States Mail in the transportation of narcotics, other dangerous controlled substances, and financial proceeds from, or instrumentalities used in, the sale of such narcotics and controlled substances (hereinafter, "Drugs and/or Proceeds").

Based on my training and experience as a United States Postal Inspector, I have become aware that drug traffickers frequently use United States Priority Mail Express (overnight) or Priority Mail (2-3-day) to transport Drugs and/or Proceeds. Additionally, as a result of prior investigations, law enforcement training and successful controlled-substance prosecutions involving the use of the United States Mail, I have learned of certain common characteristics and/or circumstances that indicate that a package may contain Drugs and/or Proceeds. These circumstances and/or characteristics include, but are not necessarily limited to, the following: the mailer uses different post offices on the same day to send packages, the return address is false or non-existent, the addressee is not known to receive mail at the listed delivery address, the package is heavily taped, the package is mailed from a known drug source location, the labeling information contains misspellings, the label contains an illegible waiver signature, unusual odors emanate from the package, and the listed address is located in an area of known or suspected drug activity.

On March 16, 2020, I was contacted by the Postal Inspection Service Los Angeles Division that a package (hereinafter, the "Package") headed to Dayton, OH from Van Nuys, CA was in their possession. On March 17, 2020, I received the Package from the Los Angeles Division at the Processing and Distribution Center (P&DC) in Dayton, OH. The Package is a Priority Mail flat rate box, bearing tracking number 9505513808170073386287, postmarked March 13, 2020, with the following address information:

Sender: Summer Anderson
6212 Mammoth Ave
Van Nuys, CA 91401

Addressee: Michele Johnson
PO Box 26243
Trotwood, OH 45426

Through prior law enforcement training and experience, I am aware that Southern California is a known drug source location. I also observed and excessive amount of taping upon the package.

I performed a check in CLEAR database for the addressee's information on the Package of "Michele Johnson PO Box 26243, Trotwood, OH 45426." CLEAR is a law enforcement database that is used as a tool for investigators to identify person/business and address information. According to CLEAR, there is a "Michele Bailey" aka "Michele Johnson" associated with PO Box 26243.

I also performed a check in CLEAR for the sender's information listed on the Package of "Summer Anderson 6212 Mammoth Ave Van Nuys, CA 91401." According to CLEAR, there is no "Summer Anderson" associated with 6212 Mammoth Ave, Van Nuys, CA 91401.

On March 17, 2020, at my request, Dayton Police Department Officer Jeremy Stewart conducted a narcotics-detection canine "free air" check of the outside of the Package. I was present during said check. The Package was placed in a controlled area and presented to narcotics-detection canine, "Weston." As set forth in the attached affidavit of Officer Stewart, "Weston" alerted positively for the presence or odor of a narcotic or other controlled substance. "Weston" is a properly trained and certified narcotics-detection canine.

Based on my prior law enforcement training and experience as a United States Postal Inspector, the Package's address information, including (i) absence of a known association between the sender and the return address, (ii) excessive taping upon the Package, and (iii) the positive alert of the narcotics-detection canine are all indicative of and consistent with Drugs and/or Proceeds in the Package.

Therefore, a search warrant to open the Package is requested.

Further, your affiant sayeth naught.



Joseph L. Rossiter
Postal Inspector

17th. March

Subscribed and sworn to and before me this ____ day of _____, 2020.



Sharon L. Ovington
United States Magistrate Judge



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UNITED STATES POSTAL INSPECTION SERVICE

PITTSBURGH DIVISION

OFFICER AFFIDAVIT

I, Officer Jeremy Stewart, am and have been employed by the Dayton Police Department since 2014. Among other duties, I am currently the assigned handler of narcotics detection canine "Weston" which is trained and certified in the detection of the presence or odor of narcotics described as follows:

Marijuana, Cocaine, Methamphetamine, and Heroin

On 3-17-20, at the request of Postal Inspector ROSSITER, I responded to the DAYTON P&DC, where "Weston" did alert to and indicate upon: [describe item]

<u>Summer Anderson</u>	<u>Michelle Johnson</u>
<u>6212 Mammoth Ave</u>	<u>PO Box 26243</u>
<u>Van Nuys, CA 91401</u>	<u>Trotwood, OH 45126</u>
<u>9505 5138 0817 0073 3862 87</u>	

Which, based upon my training and experience and that of "Weston", indicates there is contained within or upon the above described item, the presence or odor of a narcotic or other controlled substance.

Jeremy A. Stewart / 089416 / 3-17-20
(Signature, Badge #, and Date)

[Signature] 3/17/20
(Witness/Date)